IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.267 OF 2004
IN
APPEAL FROM ORDER NO. 201 OF 2004

Bajirao Kondiba Chikane. ... Applicant.
Versus.
Snehachandra Hiralal Dalal. ... Respondent.

Shri M.N.Dhamal for the Applicant.

Shri A.H.Shah for the Respondent.

CORAM : ABHAY S. OKA, J.

DATED : 21st February, 2005.

P.C.:

1. Rule. The learned Counsel appearing for the Respondent waives service. By order dated 11th February 2004 interim order passed by the trial Court was ordered to continue by way of ad-interim relief in the Appeal from Order. The said order dated 11th February 2004 will continue to operate as interim relief till the disposal of the Appeal. The learned Counsel appearing for the original Defendant No.1 stated that the Appellant is not paying any compensation and/or repair charges. Notwithstanding grant of interim relief, it will be open for the Respondent (original Defendant No.1) to take out appropriate application in this Appeal in that behalf.

2. The Civil Application is disposed of in the above terms with no order as to costs.

3. Parties to act on authenticated copy of this order.

4. Issuance of certified copy is expedited.

Judge.